

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

COMPANY APPLICATION No. 160 OF 2003

Offl. Liquidator

V.

Anand Hari Dandage & anr.

Office Notes, Office Memoranda of Coram
appearances, Court's orders or directions
and Registrar's orders

Court's or Judge's orders

Mrs.S.S. Wandile Advocate for Applicant.
Mr. N.A. Jachak Advocate for Respdts.

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CORAM: A.B. CHAUDHARI, J.
DATED : 3rd AUGUST, 2007.

Heard Mrs. Wandile, learned
counsel for the applicant and Mr.Jachak,
learned counsel for the respondents.

2. Rule. Rule returnable forthwith.

3. By this application, a direction to
the respondents was sought by the Official
Liquidator for handing over the vacant
possession of residential flat which is
described in prayer clause 1. During the
course of hearing of this application, the
Official Liquidator examined the claim made

by the respondents regarding sale-deed. After examining the said claim, the Official Liquidator has now filed a pursis (bearing pursis St.No.7701/07), reading of which shows that the Official Liquidator is satisfied that there is a valid sale-deed in favour of the respondents who have become owners of the suit property and, therefore, the Official Liquidator came to the conclusion that there is a concluded sale transaction in favour of the respondents. In view of that, the Official Liquidator has no objection for releasing the said property from attachment to the respondents.

4. Having considered the rival submissions and having perused the pursis and the accompanying documents, I am satisfied that the investigation made by the Official Liquidator is satisfactory and the pursis deserves to be allowed, and as per the prayer made in the pursis the attachment of the

property, i.e. the said flat, deserves to be released. Hence, the attachment is released accordingly. C.A. No. 160/03 disposed of.

JUDGE

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